

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

KYLE FELDMAN, on behalf of
himself and all others similarly situated,

Plaintiff,

vs.

STAR TRIBUNE MEDIA COMPANY
LLC,

Defendant.

File No. 0:22-cv-01731-ECT-TNL

**DEFENDANT STAR TRIBUNE
MEDIA COMPANY LLC'S
NOTICE OF CONSTITUTIONAL
QUESTION PURSUANT TO FED.
R. CIV. P. 5.1**

PLEASE TAKE NOTICE that pursuant to Federal Rule of Civil Procedure 5.1(a), Defendant Star Tribune Media Company LLC (the “Star Tribune”) has raised in its Answer (ECF 33) a constitutional challenge to the Video Privacy Protection Act, 18 U.S.C. § 2710. Specifically, the Star Tribune asserts that the Video Privacy Protection Act (“VPPA”) violates the First Amendment of the U.S. Constitution, including by “abridg[ing] the freedom of speech, or of the press” when applied to a news organization like the Star Tribune.

The Star Tribune’s counsel will serve a copy of this notice and a copy of its Answer on the Attorney General of the United States by certified mail, at the below address:

Merrick Garland
U.S. Attorney General
U.S. Department of Justice
950 Pennsylvania Ave, NW
Washington, DC 20530-0001

Leslie Cooper Vigen
U.S. Department of Justice
Civil Division, Federal Programs Branch
1100 L Street, NW
Washington, DC 20005
Leslie.vigen@usdoj.gov

Dated: March 21, 2023.

**FAEGRE DRINKER BIDDLE &
REATH LLP**

/s/ Jeffrey P. Justman

Jeffrey P. Justman (#390413)
Anderson C. Tuggle (#0400277)
2200 Wells Fargo Center
90 South Seventh Street
Minneapolis, MN 55402
Telephone: (612) 766-7000
jeff.justman@faegredrinker.com
anderson.tuggle@faegredrinker.com

*Attorneys for Defendant Star Tribune Media
Company LLC*